

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION**

MANJUNATH A. GOKARE, P.C., and	:	
GOLDSTEIN, BORGEN, DARDARIAN &	:	
HO, P.C., on behalf of themselves and a class	:	
of all persons similarly situated,	:	
	:	
Plaintiffs,	:	Civil Action
	:	No. 2:11-CV-2131-JTF-CGC
v.	:	
	:	
FEDERAL EXPRESS CORPORATION and	:	Class Action
FEDEX CORPORATE SERVICES INC.,	:	
	:	
Defendants.	:	

**PLAINTIFFS' MOTION FOR
PRELIMINARY APPROVAL OF SETTLEMENT**

Plaintiffs Manjunath A. Gokare, P.C., and Goldstein, Borgen, Dardarian & Ho, P.C., by and through the undersigned counsel, move the Court to grant preliminary approval to the proposed settlement ("Settlement") the parties have reached in this case and to enter the attached proposed Order: (1) preliminarily approving the Settlement; (2) preliminarily certifying a class ("Settlement Class") for purposes of the Settlement; (3) preliminarily appointing Plaintiffs as Class Representatives; (4) preliminarily appointing Plaintiffs' counsel as Class Counsel; (5) approving the proposed method and form for providing notice of the Settlement to the Settlement Class; (6) approving the proposed method and form for disseminating a Proof of Claim form to the Settlement Class; (7) approving the provisions of the Settlement and the Notice with respect to opt outs and objections; (8) approving the provisions of the Settlement and the Notice with respect to the filing of a Motion for Final Approval of the Settlement and a request for attorneys' fees, expenses, and incentive awards; and (9) setting a date, time and place for a hearing to

consider final approval of the Settlement. This motion seeks preliminary approval of the Settlement Agreement attached as Exhibit A and entry of the proposed Order attached as Exhibit B. Plaintiffs have contemporaneously filed a memorandum setting forth the factual and legal bases for this motion.

WHEREFORE, Plaintiffs move the Court to enter the proposed Order attached as Exhibit B. Defendants consent to entry of that Order and do not oppose this motion.

CONCLUSION

Plaintiffs respectfully request that the Court preliminary approve the Settlement and enter the Proposed Order attached to their Motion as Exhibit B.

Respectfully submitted this 26th day of July, 2013,

/s/ Steven Rosenwasser

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LOCAL RULE 7.2(a)(1)(B) CERTIFICATE OF CONSULTATION

Pursuant to Local Rule 7.2(a)(1)(B), on July 26, 2013, the undersigned consulted by telephone with Justin Ross, counsel for Defendants, who indicated that Defendants consent to entry of the proposed Order attached hereto as Exhibit B and do not oppose this motion.

/s/Steven J. Rosenwasser

CERTIFICATE OF SERVICE

I certify that, on July 26, 2013, I filed this **PLAINTIFFS' MOTION FOR PRELIMINARY APPROVAL OF SETTLEMENT** with the Clerk of Court using the CM/ECF system, which will notify the following counsel of record:

Richard R. Roberts
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